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SENATE BILL 230

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Cynthia Nava

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO EDUCATION; PROVIDING FOR THE EXPANSION OF EARLY  
CHILDHOOD AND FAMILY SUPPORT EDUCATION PROGRAMS IN THE PUBLIC  
SCHOOLS; MAKING APPROPRIATIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public School Code is  
enacted to read:

" NEW MATERIAL EARLY CHILDHOOD AND FAMILY SUPPORT  
EDUCATION PROGRAM --

A. The department of education, upon approval of a  
program in early childhood and family support education, shall  
distribute money to those school districts that address  
program elements, including:

(1) initial implementation or expansion of  
full-day kindergarten;

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1 (2) initial implementation or expansion of  
2 half-day programs for children ages three through five; and

3 (3) initial implementation or expansion of  
4 summer programs or transition programs for children ages three  
5 through five.

6 B. In requesting funding for early childhood and  
7 family support education programs, school districts shall  
8 establish partnerships with local community-based public or  
9 private programs. Each funded proposal shall include and  
10 demonstrate a family involvement component that is based on  
11 family support principles for each of the program elements  
12 described in Subsection A of this section. School districts  
13 shall maintain fiscal agent responsibility in a partnership.

14 C. In requesting funding for early childhood and  
15 family support education programs, school districts shall  
16 demonstrate a plan for a three-year phase-in as follows:

17 (1) effective with the 1999-2000 school year,  
18 the district shall serve those children most in need based  
19 upon the indicators in the at-risk factor;

20 (2) effective with the 2000-2001 school year,  
21 the district shall expand services to additional children in  
22 need or provide additional services to those children most in  
23 need; and

24 (3) effective with the 2001-2002 school year,  
25 the district shall expand services to the remainder of

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1 children in need or provide additional services to those  
2 children most in need. "

3 Section 2. A new section of the Public School Code is  
4 enacted to read:

5 "[NEW MATERIAL] PROGRAM APPROVAL. --

6 A. An approved early childhood and family support  
7 education program shall reflect the employment and economic  
8 development needs of the local community and encompass health,  
9 safety and nutrition. The program shall support the  
10 educational and developmental needs of children, address  
11 cultural diversity and provide family support.

12 B. School districts that receive funding for an  
13 early childhood and family support education program shall  
14 evaluate and document the results of the program in terms of  
15 the number of children and families served, the services  
16 provided and the gains achieved by the children and their  
17 families and then report those results to the department of  
18 education.

19 C. School districts that receive funding for an  
20 early childhood and family support education program shall  
21 implement or expand a program for job skills and leadership  
22 development for mothers and fathers of participants who are  
23 recipients of federal and state support. To satisfy federal  
24 and state temporary assistance for needy families block grant  
25 maintenance of effort requirements, school districts that

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1 receive funding shall identify and report families  
2 participating in the program who are eligible pursuant to the  
3 New Mexico Works Act.

4 D. Student and family participation in an early  
5 childhood and family support education program shall be  
6 voluntary on the part of parents."

7 Section 3. A new section of the Public School Code is  
8 enacted to read:

9 "[NEW MATERIAL] DUTIES OF THE DEPARTMENT OF EDUCATION. --

10 A. By July 1, 1999, the department of education  
11 shall develop guidelines for the approval process for early  
12 childhood and family support education programs, disseminate  
13 those guidelines to all school districts and provide technical  
14 assistance in developing proposals. The department, in  
15 partnership with other agencies and interested persons, shall  
16 define approval criteria inclusive of at-risk indicators,  
17 quality performance indicators and benchmarks that ensure  
18 positive results for participants and provide accountability  
19 to the public.

20 B. The department of education shall monitor early  
21 childhood and family support education programs, compile the  
22 program results submitted by the school districts and make an  
23 annual report to the legislative education study committee."

24 Section 4. Section 22-2-2 NMSA 1978 (being Laws 1967,  
25 Chapter 16, Section 5, as amended) is amended to read:

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1 "22-2-2. STATE BOARD--DUTIES.-- Without limiting those  
2 powers granted to the state board pursuant to Section 22-2-1  
3 NMSA 1978, the state board shall perform the following duties:

4 A. properly and uniformly enforce the provisions  
5 of the Public School Code;

6 B. determine policy for the operation of all  
7 public schools and vocational education programs in the state;

8 C. appoint a state superintendent;

9 D. purchase and loan instructional material to  
10 students pursuant to the Instructional Material Law and adopt  
11 ~~[regulations]~~ rules relating to the use and operation of  
12 instructional material depositories in the instructional  
13 material distribution process;

14 E. designate courses of instruction to be taught  
15 in all public schools in the state;

16 F. assess and evaluate all state institutions and  
17 those private schools that desire state accreditation;

18 G. determine the qualifications for and issue a  
19 certificate to any person teaching, assisting teachers,  
20 supervising an instructional program, counseling, providing  
21 special instructional services or administering in public  
22 schools, according to law and according to a system of  
23 classification adopted and published by the state board;

24 H. suspend or revoke a certificate held by a  
25 certified school instructor or certified school administrator,

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1 according to law, for incompetency, immorality or for any  
2 other good and just cause;

3 I. make full and complete reports on consolidation  
4 of school districts to the legislature;

5 J. prescribe courses of instruction, requirements  
6 for graduation and standards for all public schools, including  
7 early childhood and family support education programs offered  
8 by the public schools, for private schools seeking state  
9 accreditation and for the educational programs conducted in  
10 state institutions other than the New Mexico military  
11 institute;

12 K. adopt [~~regulations~~] rules for the  
13 administration of all public schools and bylaws for its own  
14 administration;

15 L. require periodic reports on forms prescribed by  
16 it from all public schools and attendance reports from private  
17 schools;

18 M. authorize adult educational programs to be  
19 conducted in schools under its jurisdiction and adopt and  
20 promulgate [~~regulations~~] rules governing all such adult  
21 educational programs;

22 N. require any school under its jurisdiction that  
23 sponsors athletic programs involving sports to mandate that  
24 the participating student obtain catastrophic health and  
25 accident insurance coverage, such coverage to be offered

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1 through the school and issued by an insurance company duly  
2 licensed pursuant to the laws of New Mexico;

3 O. require all accrediting agencies for public  
4 schools in the state to act with its approval;

5 P. accept and receive all grants of money from the  
6 federal government or any other agency for public school  
7 purposes and disburse the money in the manner and for the  
8 purpose specified in the grant;

9 Q. require prior approval for any educational  
10 program in a public school that is to be conducted, sponsored,  
11 carried on or caused to be carried on by a private  
12 organization or agency;

13 R. approve or disapprove all rules [~~or~~  
14 ~~regulations~~] promulgated by any association or organization  
15 attempting to regulate any public school activity and  
16 invalidate any rule [~~or regulation~~] in conflict with any  
17 [~~regulation~~] rule promulgated by the state board. The state  
18 board shall require any association or organization attempting  
19 to regulate any public school activity to comply with the  
20 provisions of the Open Meetings Act and be subject to the  
21 inspection of the Public Records Act. The state board may  
22 require performance and financial audits of any association or  
23 organization attempting to regulate any public school  
24 activity. The state board shall have no power or control over  
25 the rules [~~or regulations~~] or the bylaws governing the

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1 administration of the internal organization of the association  
2 or organization;

3 S. review decisions made by the governing board or  
4 officials of any organization or association regulating any  
5 public school activity, and any decision of the state board  
6 shall be final in respect thereto;

7 T. accept or reject any charitable gift, grant,  
8 devise or bequest. The particular gift, grant, devise or  
9 bequest accepted shall be considered an asset of the state;

10 U. establish and maintain regional centers, at its  
11 discretion, for conducting cooperative services between public  
12 schools and school districts within and among those regions  
13 and to facilitate regulation and evaluation of school  
14 programs;

15 V. assess and evaluate for accreditation purposes  
16 at least one-third of all public schools each year through  
17 visits by department of education personnel to investigate the  
18 adequacy of pupil gain in standard required subject matter,  
19 adequacy of pupil activities, functional feasibility of public  
20 school and school district organization, adequacy of staff  
21 preparation and other matters bearing upon the education of  
22 the students;

23 W. provide for management and other necessary  
24 personnel to operate any public school or school district that  
25 has failed to meet requirements of law, state board standards



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1 or state board [~~regulations~~] rules; provided that the  
2 operation of the public school or school district shall not  
3 include any consolidation or reorganization without the  
4 approval of the local board of that school district. Until  
5 such time as requirements of law, standards or [~~regulations~~]  
6 rules have been met and compliance is assured, the powers and  
7 duties of the local school board shall be suspended;

8 X. establish and implement a plan that provides  
9 for technical assistance to local school boards through  
10 workshops and other in-service training methods; provided,  
11 however, that no plan shall require mandatory attendance by  
12 any member of a local school board;

13 Y. submit a plan applying for funds available  
14 under Public Law 94-142 and disburse these funds in the manner  
15 and for the purposes specified in the plan; and

16 Z. enforce requirements for home schools. Upon  
17 finding that a home school is not in compliance with law, the  
18 state board [~~shall have~~] has authority to order that a student  
19 attend a public school or a private school."

20 Section 5. Section 22-2-8.1 NMSA 1978 (being Laws 1986,  
21 Chapter 33, Section 2, as amended) is amended to read:

22 "22-2-8.1. LENGTH OF SCHOOL DAY--MINIMUM --

23 A. Regular students shall be in school-directed  
24 programs, exclusive of lunch, for a minimum of the following:

25 (1) pre-kindergarten, for half-day programs,

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1 two and one-half hours per day or four hundred fifty hours per  
2 year;

3 [~~(1)~~] (2) kindergarten, for half-day  
4 programs, two and one-half hours per day or four hundred fifty  
5 hours per year or, for full-day programs, five hours per day  
6 or nine hundred hours per year;

7 [~~(2)~~] (3) grades one through six, five and  
8 one-half hours per day or nine hundred ninety hours per year;  
9 and

10 [~~(3)~~] (4) grades seven through twelve, six  
11 hours per day or one thousand eighty hours per year.

12 B. Nothing in this section precludes a local  
13 school board from setting length of school days in excess of  
14 the minimum requirements established by Subsection A of this  
15 section.

16 C. The state superintendent may waive the minimum  
17 length of school days in those districts where such minimums  
18 would create undue hardships as defined by the state board. "

19 Section 6. Section 22-8-19 NMSA 1978 (being Laws 1974,  
20 Chapter 8, Section 9, as amended) is amended to read:

21 "22-8-19. EARLY CHILDHOOD EDUCATION PROGRAM UNITS. --

22 A. The number of early childhood education program  
23 units is determined by multiplying the early childhood  
24 education MEM by the cost differential factor 1.44. No early  
25 childhood education student shall be counted for more than 0.5

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1 early childhood education MEM

2 B. For the purpose of calculating early childhood  
3 and family support education units, effective with school year  
4 1999-2000, the early childhood education 1.0 MEM as determined  
5 in Subsection A of this section, but not including  
6 developmentally disabled three- and four-year-old students,  
7 shall be multiplied by 0.24; effective with school year 2000-  
8 2001, the early childhood education 1.0 MEM as determined in  
9 Subsection A of this section, but not including  
10 developmentally disabled three- and four-year old students,  
11 shall be multiplied by 0.48; and effective with school year  
12 2001-2002, the early childhood and family support education  
13 MEM shall be determined by the number of students being served  
14 and shall be multiplied by 0.72.

15 [~~B.~~] C. For the purpose of calculating early  
16 childhood education program units, developmentally disabled  
17 three- and four-year-old students shall be counted in early  
18 childhood education membership. No developmentally disabled  
19 three- or four-year-old student shall be counted for more than  
20 0.5 early childhood education MEM "

21 Section 7. [NEW MATERIAL] DUTIES OF THE HUMAN SERVICES  
22 DEPARTMENT. --The human services department shall assist the  
23 state department of public education and the local school  
24 districts in identifying and tracking children in families  
25 eligible pursuant to the New Mexico Works Act. The human

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1 services department shall also provide technical assistance to  
2 local school districts implementing or expanding a job skills  
3 program pursuant to Subsection C of Section 2 of this act.

4 Section 8. APPROPRIATIONS. --

5 A. Seventy-five thousand dollars (\$75,000) is  
6 appropriated from the general fund to the state department of  
7 public education for expenditure in fiscal years 2000 and 2001  
8 to develop and disseminate application guidelines and  
9 otherwise carry out the administration of Sections 1 through 7  
10 of this act. Any unexpended or unencumbered balance remaining  
11 at the end of fiscal year 2001 shall revert to the general  
12 fund.

13 B. Fifteen million dollars (\$15,000,000) is  
14 appropriated from the general fund to the state department of  
15 public education for expenditure in fiscal year 2000 for the  
16 purpose of funding additional program units in early childhood  
17 education at the program unit value established by the  
18 superintendent of public instruction. Any unexpended or  
19 unencumbered balance remaining at the end of fiscal year 2000  
20 shall not revert to the general fund.

21 Section 9. EFFECTIVE DATE. -- The effective date of the  
22 provisions of this act is July 1, 1999.

24  
25

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3  
4  
5 March 2, 1999

6  
7 Mr. President:

8  
9 Your EDUCATION COMMITTEE, to whom has been referred

10  
11 SENATE BILL 230 & SENATE BILL 242

12  
13  
14 has had them under consideration and reports same with  
15 recommendation that they DO NOT PASS, but that

16  
17 SENATE EDUCATION COMMITTEE SUBSTITUTE FOR SENATE  
18 BILLS 230 & 242

19  
20 DO PASS, and thence referred to the FINANCE COMMITTEE.

21  
22 Respectfully submitted,

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Cynthi a Nava, Chai rman

Adopted \_\_\_\_\_ Not

Adopted \_\_\_\_\_

(Chi ef Clerk)

(Chi ef Clerk)

Date \_\_\_\_\_

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Adai r, Boi tano, Gorham, Jenni ngs

Absent: None

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SENATE EDUCATION COMMITTEE SUBSTITUTE FOR  
SENATE BILLS 230 & 242

**44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999**

AN ACT

RELATING TO EDUCATION; PROVIDING FOR AN OPTIONAL PRESCHOOL AND  
EARLY LITERACY PROGRAM IN THE PUBLIC SCHOOLS; MAKING  
APPROPRIATIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public School Code is  
enacted to read:

"[NEW MATERIAL] The purpose of an optional preschool and  
early literacy program is to ensure that participating  
children receive the support they need both at home and at  
school so that, by the time they enter third grade, they are  
reading at grade level."

Section 2. A new section of the Public School Code is  
enacted to read:

"[NEW MATERIAL] OPTIONAL PRESCHOOL AND EARLY LITERACY

1 PROGRAM --

2 A. The department of education, upon approval of an  
3 optional preschool and early literacy program for  
4 participating children from age three through second grade,  
5 shall distribute money to those school districts that address  
6 program elements established by the department of education,  
7 including:

8 (1) initial implementation or expansion of  
9 full-day kindergarten;

10 (2) initial implementation or expansion of  
11 half-day programs for children age three through five;

12 (3) initial implementation or expansion of  
13 summer programs or transition programs for children age three  
14 through five;

15 (4) intensive literacy programs prior to third  
16 grade for students not reading at grade level;

17 (5) literacy programs before or after school or  
18 on weekends; and

19 (6) training for parents.

20 B. In requesting funding for preschool and early  
21 literacy programs, school districts may establish partnerships  
22 with local community-based public or private programs. Each  
23 funded proposal shall include documentation of a community  
24 needs assessment, an explanation of the ways in which the  
25 selected program will meet those needs and a family



1 involvement component that is based on family support  
2 education principles for each of the program elements.

3 Section 3. A new section of the Public School Code is  
4 enacted to read:

5 "[NEW MATERIAL] PROGRAM APPROVAL. --

6 A. An approved preschool and early literacy program  
7 shall serve those children from age three through second grade  
8 most in need based upon age-appropriate assessments, address  
9 cultural diversity and provide family support education.

10 B. An approved preschool and early literacy program,  
11 in addition to programs already offered pursuant to Section  
12 22-2-8.3 NMSA 1978, may consist of one or more of the  
13 following:

14 (1) pre-kindergarten, which must consist of  
15 half-day programs, two and one-half hours per day or four  
16 hundred fifty hours per year;

17 (2) kindergarten, which must consist of full-  
18 day programs, five hours per day or nine hundred hours per  
19 year; and

20 (3) first and second grade, a minimum of one  
21 hundred eighty hours of instruction per academic year.

22 C. An approved preschool and early literacy program  
23 shall demonstrate the following components:

24 (1) age-appropriate developmental activities;

25 (2) research-based literacy materials

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1 appropriate to the age of the students;

2 (3) effective instructional techniques that  
3 incorporate the most recent research in the teaching of  
4 reading;

5 (4) thorough integration of reading and writing  
6 activities;

7 (5) training for teachers and parents; and

8 (6) annual pre- and post-program assessments  
9 for students that clearly reveal student outcomes.

10 D. School districts that receive funding for an  
11 optional preschool and early literacy program shall evaluate  
12 and document the results of the program in terms of the number  
13 of children and families served, the services provided and the  
14 gains achieved by the children and their families and report  
15 those results to the department of education.

16 E. Student and family participation in a preschool  
17 and early literacy program shall be voluntary on the part of  
18 parents or guardians. "

19 Section 4. A new section of the Public School Code is  
20 enacted to read:

21 "[NEW MATERIAL] DUTIES OF THE DEPARTMENT OF EDUCATION. --

22 A. By July 1, 1999, the department of education  
23 shall develop an approval process for preschool and early  
24 literacy programs and disseminate instructions for that  
25 process to all school districts and provide technical

1 assistance in developing proposals. The department shall  
 2 define approval criteria, establish content standards and  
 3 benchmarks that ensure students' progress and provide  
 4 accountability to the public.

5 B. The department of education shall monitor  
 6 preschool and early literacy programs, ensure that they serve  
 7 the children most in need based upon age-appropriate  
 8 assessments, compile the program results submitted by the  
 9 school districts and make an annual report to the legislative  
 10 education study committee. "

11 Section 5. Section 22-2-2 NMSA 1978 (being Laws 1967,  
 12 Chapter 16, Section 5, as amended) is amended to read:

13 "22-2-2. STATE BOARD--DUTIES.-- Without limiting those  
 14 powers granted to the state board pursuant to Section 22-2-1  
 15 NMSA 1978, the state board shall perform the following duties:

16 A. properly and uniformly enforce the provisions of  
 17 the Public School Code;

18 B. determine policy for the operation of all public  
 19 schools and vocational education programs in the state;

20 C. appoint a state superintendent;

21 D. purchase and loan instructional material to  
 22 students pursuant to the Instructional Material Law and adopt  
 23 [~~regulations~~] rules relating to the use and operation of  
 24 instructional material depositories in the instructional  
 25 material distribution process;

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1           E. designate courses of instruction to be taught in  
2 all public schools in the state;

3           F. assess and evaluate all state institutions and  
4 those private schools that desire state accreditation;

5           G. determine the qualifications for and issue a  
6 certificate to any person teaching, assisting teachers,  
7 supervising an instructional program, counseling, providing  
8 special instructional services or administering in public  
9 schools, according to law and according to a system of  
10 classification adopted and published by the state board;

11           H. suspend or revoke a certificate held by a  
12 certified school instructor or certified school administrator,  
13 according to law, for incompetency, immorality or for any  
14 other good and just cause;

15           I. make full and complete reports on consolidation  
16 of school districts to the legislature;

17           J. prescribe courses of instruction, requirements  
18 for graduation and standards for all public schools, including  
19 from July 1, 1999 through June 30, 2002 preschool and early  
20 literacy programs offered by the public schools, for private  
21 schools seeking state accreditation and for the educational  
22 programs conducted in state institutions other than the New  
23 Mexico military institute;

24           K. adopt [~~regulations~~] rules for the administration  
25 of all public schools and bylaws for its own administration;

1           L.   require periodic reports on forms prescribed by  
2 it from all public schools and attendance reports from private  
3 schools;

4           M   authorize adult educational programs to be  
5 conducted in schools under its jurisdiction and adopt and  
6 promulgate [~~regulations~~] rules governing all such adult  
7 educational programs;

8           N.   require any school under its jurisdiction that  
9 sponsors athletic programs involving sports to mandate that  
10 the participating student obtain catastrophic health and  
11 accident insurance coverage, such coverage to be offered  
12 through the school and issued by an insurance company duly  
13 licensed pursuant to the laws of New Mexico;

14           O.   require all accrediting agencies for public  
15 schools in the state to act with its approval;

16           P.   accept and receive all grants of money from the  
17 federal government or any other agency for public school  
18 purposes and disburse the money in the manner and for the  
19 purpose specified in the grant;

20           Q.   require prior approval for any educational  
21 program in a public school that is to be conducted, sponsored,  
22 carried on or caused to be carried on by a private  
23 organization or agency;

24           R.   approve or disapprove all rules [~~or regulations~~]  
25 promulgated by any association or organization attempting to

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1 regulate any public school activity and invalidate any rule  
2 [~~or regulation~~] in conflict with any [~~regulation~~] rule  
3 promulgated by the state board. The state board shall require  
4 any association or organization attempting to regulate any  
5 public school activity to comply with the provisions of the  
6 Open Meetings Act and be subject to the inspection of the  
7 Public Records Act. The state board may require performance  
8 and financial audits of any association or organization  
9 attempting to regulate any public school activity. The state  
10 board shall have no power or control over the rules [~~or~~  
11 ~~regulations~~] or the bylaws governing the administration of the  
12 internal organization of the association or organization;

13 S. review decisions made by the governing board or  
14 officials of any organization or association regulating any  
15 public school activity, and any decision of the state board  
16 shall be final in respect thereto;

17 T. accept or reject any charitable gift, grant,  
18 devise or bequest. The particular gift, grant, devise or  
19 bequest accepted shall be considered an asset of the state;

20 U. establish and maintain regional centers, at its  
21 discretion, for conducting cooperative services between public  
22 schools and school districts within and among those regions  
23 and to facilitate regulation and evaluation of school  
24 programs;

25 V. assess and evaluate for accreditation purposes at

1 least one-third of all public schools each year through visits  
2 by department of education personnel to investigate the  
3 adequacy of pupil gain in standard required subject matter,  
4 adequacy of pupil activities, functional feasibility of public  
5 school and school district organization, adequacy of staff  
6 preparation and other matters bearing upon the education of  
7 the students;

8 W. provide for management and other necessary  
9 personnel to operate any public school or school district that  
10 has failed to meet requirements of law, state board standards  
11 or state board [~~regulations~~] rules; provided that the  
12 operation of the public school or school district shall not  
13 include any consolidation or reorganization without the  
14 approval of the local board of that school district. Until  
15 such time as requirements of law, standards or [~~regulations~~]  
16 rules have been met and compliance is assured, the powers and  
17 duties of the local school board shall be suspended;

18 X. establish and implement a plan that provides for  
19 technical assistance to local school boards through workshops  
20 and other in-service training methods; provided, however, that  
21 no plan shall require mandatory attendance by any member of a  
22 local school board;

23 Y. submit a plan applying for funds available under  
24 Public Law 94-142 and disburse these funds in the manner and  
25 for the purposes specified in the plan; and

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1           Z. enforce requirements for home schools. Upon  
2 finding that a home school is not in compliance with law, the  
3 state board [~~shall have~~] has authority to order that a student  
4 attend a public school or a private school."

5           Section 6. Section 22-8-2 NMSA 1978 (being Laws 1978,  
6 Chapter 128, Section 3, as amended) is amended to read:

7           "22-8-2. DEFINITIONS.--As used in the Public School  
8 Finance Act:

9           A. "ADM" or "MEM" means membership;

10           B. "membership" means the total enrollment of  
11 qualified students on the current roll of a class or school on  
12 a specified day. The current roll is established by the  
13 addition of original entries and reentries minus withdrawals.  
14 Withdrawals of students, in addition to students formally  
15 withdrawn from the public school, include students absent from  
16 the public school for as many as ten consecutive school days;

17           C. "basic program ADM" or "basic program MEM" means  
18 the MEM of qualified students but excludes the full-time-  
19 equivalent MEM in early childhood education and three- and  
20 four-year-old students receiving special education services;

21           D. "cost differential factor" is the numerical  
22 expression of the ratio of the cost of a particular segment of  
23 the school program to the cost of the basic program in grades  
24 four through six;

25           E. "department" or "division" means the state



1 department of public education;

2 F. "early childhood education ADM" or "early  
3 childhood education MEM" means the full-time-equivalent MEM of  
4 students attending approved early childhood education  
5 programs;

6 G. "full-time-equivalent ADM" or "full-time-  
7 equivalent MEM" is that membership calculated by applying to  
8 the MEM in an approved public school program the ratio of the  
9 number of hours per school day devoted to the program to six  
10 hours or the number of hours per school week devoted to the  
11 program to thirty hours;

12 H. "operating budget" means the annual financial  
13 plan required to be submitted by a local school board;

14 I. "program cost" is the product of the total number  
15 of program units to which a school district is entitled  
16 multiplied by the dollar value per program unit established by  
17 the legislature;

18 J. "program element" is that component of a public  
19 school system to which a cost differential factor is applied  
20 to determine the number of program units to which a school  
21 district is entitled, including but not limited to MEM, full-  
22 time-equivalent MEM, teacher, classroom or public school;

23 K. "program unit" is the product of the program  
24 element multiplied by the applicable cost differential factor;

25 L. "public money" or "public funds" means all money

1 from public or private sources received by a local school  
2 board or officer or employee of a local school board for  
3 public use;

4 M "qualified student" means a public school student  
5 who:

6 (1) has not graduated from high school;

7 (2) is regularly enrolled in one-half or more  
8 of the minimum course requirements approved by the state board  
9 for public school students; and

10 (3) is at least five years of age prior to  
11 12:01 a.m. on September 1 of the school year; or

12 (4) is at least three years of age at any time  
13 during the school year and is receiving special education  
14 services pursuant to regulation of the state board or from  
15 July 1, 1999 through June 30, 2002 is enrolled in an approved  
16 preschool and early literacy program;

17 (5) from July 1, 1999 through June 30, 2002 is  
18 at least three years of age at any time during the school year  
19 and is enrolled in an approved preschool and early literacy  
20 program; or

21 [~~(5)~~] (6) has not reached his twenty-second  
22 birthday on the first day of the school year and is receiving  
23 special education services pursuant to regulation of the state  
24 board; and

25 N. "state superintendent" means the superintendent

1 of public instruction or his designee. "

2 Section 7. Section 22-8-19 NMSA 1978 (being Laws 1974,  
3 Chapter 8, Section 9, as amended) is amended to read:

4 "22-8-19. EARLY CHILDHOOD EDUCATION PROGRAM UNITS. --

5 A. The number of early childhood education program  
6 units is determined by multiplying the early childhood  
7 education MEM by the cost differential factor 1.44. No early  
8 childhood education student shall be counted for more than 0.5  
9 early childhood education MEM

10 B. For the purpose of calculating early childhood  
11 education program units, developmentally disabled three- and  
12 four-year-old students shall be counted in early childhood  
13 education membership. No developmentally disabled three- or  
14 four-year-old student shall be counted for more than 0.5 early  
15 childhood education MEM

16 C. Effective from July 1, 1999 through June 30,  
17 2001, the number of preschool and early literacy program units  
18 is determined by multiplying the number of children in  
19 programs for three- and four-year-old developmentally disabled  
20 students and the number of children in kindergarten through  
21 grade two by the district's at-risk index multiplied by 1.05.

22 D. Effective from July 1, 2001 through June 30,  
23 2002, the number of preschool and early literacy program units  
24 is determined by multiplying the membership of approved  
25 preschool and early literacy programs by the district's at-

. 128130. 4

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1 risk index. "

2       Section 8. APPROPRIATION. --Fifteen million dollars  
3 (\$15,000,000) is appropriated from the general fund to the  
4 state department of public education for expenditure in fiscal  
5 year 2000 to fund preschool and early literacy programs in the  
6 public schools. Any unexpended or unencumbered balance  
7 remaining at the end of fiscal year 2000 shall revert to the  
8 general fund.

9       Section 9. DELAYED REPEAL. --Sections 1 through 4 of this  
10 act are repealed effective July 1, 2002.

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FORTY-FOURTH LEGISLATURE SB 230/a  
FIRST SESSION, 1999

March 13, 1999

Mr. President:

Your FINANCE COMMITTEE, to whom has been referred

SENATE EDUCATION COMMITTEE SUBSTITUTE FOR  
SENATE BILLS 230 & 242

has had it under consideration and reports same with  
recommendation that it DO NOT PASS, but that

SENATE FINANCE COMMITTEE SUBSTITUTE FOR  
SENATE EDUCATION COMMITTEE SUBSTITUTE FOR  
SENATE BILLS 230 & 242

DO PASS, amended as follows:

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SEC/SB 230 & 242

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1. On page 1, line 17, strike "optional" and the rest of the line.

Respectfully submitted,

\_\_\_\_\_  
Ben D. Altamirano, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

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FORTY- FOURTH LEGI SLATURE  
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SFC/SB 230

Page 2

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Carraro, Eisenstadt, Ingle, Lyons, McKibben, Tsosie

Absent: None

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1 SENATE FINANCE COMMITTEE SUBSTITUTE FOR SENATE EDUCATION  
2 44TH LEGISLATURE STATE OF NEW MEXICO & 44S FIRST SESSION, 1999  
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10 AN ACT

11 RELATING TO EDUCATION; PROVIDING FOR EARLY LITERACY PROGRAMS  
12 IN THE PUBLIC SCHOOLS.  
13

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

15 Section 1. A new section of the Public School Code is  
16 enacted to read:

17 "[NEW MATERIAL] The purpose of an optional preschool and  
18 early literacy program is to ensure that participating  
19 children receive the support they need both at home and at  
20 school so that, by the time they complete third grade, they  
21 are reading at grade level."

22 Section 2. A new section of the Public School Code is  
23 enacted to read:

24 "[NEW MATERIAL] EARLY LITERACY PROGRAM --

25 A. The department of education, upon approval of an

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[bracketed material] = delete

early literacy program for participating children in kindergarten through third grade, shall distribute money to those school districts that address program elements established by the department of education, including:

(1) initial implementation or expansion of full-day kindergarten;

(2) initial implementation or expansion of summer programs or transition programs for students in kindergarten through third grade;

(3) intensive literacy programs through third grade for students not reading at grade level;

(4) literacy programs before or after school or on weekends; and

(5) training for parents.

B. In requesting funding for early literacy programs, school districts may establish partnerships with local community-based public or private programs. Each funded proposal shall include documentation of a community needs assessment, an explanation of the ways in which the selected program will meet those needs and a family involvement component that is based on family support education principles for each of the program elements."

Section 3. A new section of the Public School Code is enacted to read:

"[NEW MATERIAL] PROGRAM APPROVAL. --

A. An approved early literacy program shall serve those children from kindergarten through third grade most in need based upon age-appropriate assessments, address cultural

1 diversity and provide family support education.

2 B. An approved early literacy program, in addition  
3 to programs already offered pursuant to Section 22-2-8.3 NMSA  
4 1978, may consist of one or more of the following:

5 (1) kindergarten, which must consist of full-  
6 day programs, five hours per day or nine hundred hours per  
7 year; and

8 (2) first, second and third grade, a minimum of  
9 one hundred eighty hours of instruction per academic year.

10 C. An approved early literacy program shall  
11 demonstrate the following components:

12 (1) age-appropriate developmental activities;

13 (2) research-based literacy materials  
14 appropriate to the age of the students;

15 (3) effective instructional techniques that  
16 incorporate the most recent research in the teaching of  
17 reading;

18 (4) thorough integration of reading and writing  
19 activities;

20 (5) training for teachers and parents; and

21 (6) annual pre- and post-program assessments  
22 for students that clearly reveal student outcomes.

23 D. School districts that receive funding for an  
24 early literacy program shall evaluate and document the results  
25 of the program in terms of the number of children and families

1 served, the services provided and the gains achieved by the  
2 children and their families and report those results to the  
3 department of education. "

4 Section 4. A new section of the Public School Code is  
5 enacted to read:

6 "[NEW MATERIAL] DUTIES OF THE DEPARTMENT OF EDUCATION. --

7 A. By July 1, 1999, the department of education  
8 shall develop an approval process for early literacy programs  
9 and disseminate instructions for that process to all school  
10 districts and provide technical assistance in developing  
11 proposals. The department shall define approval criteria,  
12 establish content standards and benchmarks that ensure  
13 students' progress and provide accountability to the public.

14 B. The department of education shall monitor early  
15 literacy programs and ensure that they serve the children most  
16 in need based upon age-appropriate assessments. If the  
17 department determines that a program is not meeting the  
18 benchmarks necessary to ensure the progress of students in the  
19 program, the department shall notify the school district that  
20 failure of the program to meet the benchmarks within sixty  
21 days shall result in the cessation of funding for the program.  
22 The department of education shall compile the program results  
23 submitted by the school districts and make an annual report to  
24 the legislative education study committee. "

25 Section 5. Section 22-8-19 NMSA 1978 (being Laws 1974,

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1 Chapter 8, Section 9, as amended) is amended to read:

2 "22-8-19. EARLY CHILDHOOD EDUCATION PROGRAM UNITS. --

3 A. The number of early childhood education program  
4 units is determined by multiplying the early childhood  
5 education MEM by the cost differential factor 1.44. No early  
6 childhood education student shall be counted for more than 0.5  
7 early childhood education MEM

8 B. For the purpose of calculating early childhood  
9 education program units, developmentally disabled three- and  
10 four-year-old students shall be counted in early childhood  
11 education membership. No developmentally disabled three- or  
12 four-year-old student shall be counted for more than 0.5 early  
13 childhood education MEM

14 C. Effective from July 1, 1999 through June 30,  
15 2002, the number of early literacy program units is determined  
16 by multiplying the number of children in kindergarten through  
17 third grade by the district's at-risk index multiplied by  
18 0.279. "

19 Section 6. DELAYED REPEAL. -- Sections 1 through 4 of this  
20 act are repealed effective July 1, 2002.

SENATE FLOOR SUBSTITUTE FOR SENATE FINANCE COMMITTEE SUBSTITUTE  
FOR SENATE EDUCATION COMMITTEE SUBSTITUTE FOR  
SENATE BILLS 230 & 242

**44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999**

AN ACT

RELATING TO EDUCATION; PROVIDING FOR OPTIONAL PRESCHOOL AND  
EARLY LITERACY PROGRAMS IN THE PUBLIC SCHOOLS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public School Code is  
enacted to read:

"NEW MATERIAL The purpose of an optional preschool and  
early literacy program is to ensure that participating children  
receive the support they need both at home and at school so  
that, by the time they complete third grade, they are reading  
at grade level."

Section 2. A new section of the Public School Code is  
enacted to read:

"NEW MATERIAL OPTIONAL PRESCHOOL AND EARLY LITERACY

1 PROGRAM --

2 A. The department of education, upon approval of an  
3 optional preschool and early literacy program for  
4 participating children from age three through third grade,  
5 shall distribute money to those school districts that address  
6 program elements established by the department of education,  
7 including:

8 (1) initial implementation or expansion of  
9 full-day kindergarten;

10 (2) initial implementation or expansion of  
11 half-day programs for children age three through five;

12 (3) initial implementation or expansion of  
13 summer programs or transition programs for children age three  
14 through third grade;

15 (4) intensive literacy programs through third  
16 grade for students not reading at grade level;

17 (5) literacy programs before or after school or  
18 on weekends; and

19 (6) training for parents.

20 B. In requesting funding for optional preschool and  
21 early literacy programs, school districts may establish  
22 partnerships with local community-based public or private  
23 programs. Each funded proposal shall include documentation of  
24 a community needs assessment, an explanation of the ways in  
25 which the selected program will meet those needs and a family

1 involvement component that is based on family support  
2 education principles for each of the program elements. "

3 Section 3. A new section of the Public School Code is  
4 enacted to read:

5 "[NEW MATERIAL] PROGRAM APPROVAL. --

6 A. An approved preschool and early literacy program  
7 shall serve those children from age three through third grade  
8 most in need based upon age-appropriate assessments, address  
9 cultural diversity and provide family support education.

10 B. An approved preschool and early literacy program,  
11 in addition to programs already offered pursuant to Section  
12 22-2-8.3 NMSA 1978, may consist of one or more of the  
13 following:

14 (1) pre-kindergarten, which must consist of  
15 half-day programs, two and one-half hours per day or four  
16 hundred fifty hours per year;

17 (2) kindergarten, which must consist of full-  
18 day programs, five hours per day or nine hundred hours per  
19 year; and

20 (3) first, second and third grade, a minimum of  
21 one hundred eighty hours of instruction per academic year.

22 C. An approved preschool and early literacy program  
23 shall demonstrate the following components:

24 (1) age-appropriate developmental activities;

25 (2) research-based literacy materials

. 129107. 2

1 appropriate to the age of the students;

2 (3) effective instructional techniques that  
3 incorporate the most recent research in the teaching of  
4 reading;

5 (4) thorough integration of reading and writing  
6 activities;

7 (5) training for teachers and parents; and

8 (6) annual pre- and post-program assessments  
9 for students that clearly reveal student outcomes.

10 D. School districts that receive funding for an  
11 optional preschool and early literacy program shall evaluate  
12 and document the results of the program in terms of the number  
13 of children and families served, the services provided and the  
14 gains achieved by the children and their families and report  
15 those results to the department of education.

16 E. Student and family participation in a preschool  
17 and early literacy program shall be voluntary on the part of  
18 parents or guardians. "

19 Section 4. A new section of the Public School Code is  
20 enacted to read:

21 "[NEW MATERIAL] DUTIES OF THE DEPARTMENT OF EDUCATION. --

22 A. By July 1, 1999, the department of education  
23 shall develop an approval process for preschool and early  
24 literacy programs and disseminate instructions for that  
25 process to all school districts and provide technical



1 assistance in developing proposals. The department shall  
2 define approval criteria, establish content standards and  
3 benchmarks that ensure students' progress and provide  
4 accountability to the public.

5 B. The department of education shall monitor  
6 preschool and early literacy programs and ensure that they  
7 serve the children most in need based upon age-appropriate  
8 assessments. If the department determines that a program is  
9 not meeting the benchmarks necessary to ensure the progress of  
10 students in the program, the department shall notify the  
11 school district that failure of the program to meet the  
12 benchmarks within sixty days shall result in the cessation of  
13 funding for the program. The department of education shall  
14 compile the program results submitted by the school districts  
15 and make an annual report to the legislative education study  
16 committee. "

17 Section 5. Section 22-2-2 NMSA 1978 (being Laws 1967,  
18 Chapter 16, Section 5, as amended) is amended to read:

19 "22-2-2. STATE BOARD--DUTIES.-- Without limiting those  
20 powers granted to the state board pursuant to Section 22-2-1  
21 NMSA 1978, the state board shall perform the following duties:

22 A. properly and uniformly enforce the provisions of  
23 the Public School Code;

24 B. determine policy for the operation of all public  
25 schools and vocational education programs in the state;

. 129107. 2

underscored material = new  
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- 1 C. appoint a state superintendent;
- 2 D. purchase and loan instructional material to
- 3 students pursuant to the Instructional Material Law and adopt
- 4 ~~[regulations]~~ rules relating to the use and operation of
- 5 instructional material depositories in the instructional
- 6 material distribution process;
- 7 E. designate courses of instruction to be taught in
- 8 all public schools in the state;
- 9 F. assess and evaluate all state institutions and
- 10 those private schools that desire state accreditation;
- 11 G. determine the qualifications for and issue a
- 12 certificate to any person teaching, assisting teachers,
- 13 supervising an instructional program, counseling, providing
- 14 special instructional services or administering in public
- 15 schools, according to law and according to a system of
- 16 classification adopted and published by the state board;
- 17 H. suspend or revoke a certificate held by a
- 18 certified school instructor or certified school administrator,
- 19 according to law, for incompetency, immorality or for any
- 20 other good and just cause;
- 21 I. make full and complete reports on consolidation
- 22 of school districts to the legislature;
- 23 J. prescribe courses of instruction, requirements
- 24 for graduation and standards for all public schools, including
- 25 from July 1, 1999 through June 30, 2002 preschool and early

1 literacy programs offered by the public schools, for private  
2 schools seeking state accreditation and for the educational  
3 programs conducted in state institutions other than the New  
4 Mexico military institute;

5 K. adopt [~~regulations~~] rules for the administration  
6 of all public schools and bylaws for its own administration;

7 L. require periodic reports on forms prescribed by  
8 it from all public schools and attendance reports from private  
9 schools;

10 M authorize adult educational programs to be  
11 conducted in schools under its jurisdiction and adopt and  
12 promulgate [~~regulations~~] rules governing all such adult  
13 educational programs;

14 N. require any school under its jurisdiction that  
15 sponsors athletic programs involving sports to mandate that  
16 the participating student obtain catastrophic health and  
17 accident insurance coverage, such coverage to be offered  
18 through the school and issued by an insurance company duly  
19 licensed pursuant to the laws of New Mexico;

20 O. require all accrediting agencies for public  
21 schools in the state to act with its approval;

22 P. accept and receive all grants of money from the  
23 federal government or any other agency for public school  
24 purposes and disburse the money in the manner and for the  
25 purpose specified in the grant;

. 129107. 2

1 Q. require prior approval for any educational  
2 program in a public school that is to be conducted, sponsored,  
3 carried on or caused to be carried on by a private  
4 organization or agency;

5 R. approve or disapprove all rules [~~or regulations~~]  
6 promulgated by any association or organization attempting to  
7 regulate any public school activity and invalidate any rule  
8 [~~or regulation~~] in conflict with any [~~regulation~~] rule  
9 promulgated by the state board. The state board shall require  
10 any association or organization attempting to regulate any  
11 public school activity to comply with the provisions of the  
12 Open Meetings Act and be subject to the inspection of the  
13 Public Records Act. The state board may require performance  
14 and financial audits of any association or organization  
15 attempting to regulate any public school activity. The state  
16 board shall have no power or control over the rules [~~or~~  
17 ~~regulations~~] or the bylaws governing the administration of the  
18 internal organization of the association or organization;

19 S. review decisions made by the governing board or  
20 officials of any organization or association regulating any  
21 public school activity, and any decision of the state board  
22 shall be final in respect thereto;

23 T. accept or reject any charitable gift, grant,  
24 devise or bequest. The particular gift, grant, devise or  
25 bequest accepted shall be considered an asset of the state;

1 U. establish and maintain regional centers, at its  
2 discretion, for conducting cooperative services between public  
3 schools and school districts within and among those regions  
4 and to facilitate regulation and evaluation of school  
5 programs;

6 V. assess and evaluate for accreditation purposes at  
7 least one-third of all public schools each year through visits  
8 by department of education personnel to investigate the  
9 adequacy of pupil gain in standard required subject matter,  
10 adequacy of pupil activities, functional feasibility of public  
11 school and school district organization, adequacy of staff  
12 preparation and other matters bearing upon the education of  
13 the students;

14 W. provide for management and other necessary  
15 personnel to operate any public school or school district that  
16 has failed to meet requirements of law, state board standards  
17 or state board [~~regulations~~] rules; provided that the  
18 operation of the public school or school district shall not  
19 include any consolidation or reorganization without the  
20 approval of the local board of that school district. Until  
21 such time as requirements of law, standards or [~~regulations~~]  
22 rules have been met and compliance is assured, the powers and  
23 duties of the local school board shall be suspended;

24 X. establish and implement a plan that provides for  
25 technical assistance to local school boards through workshops

1 and other in-service training methods; provided, however, that  
2 no plan shall require mandatory attendance by any member of a  
3 local school board;

4 Y. submit a plan applying for funds available under  
5 Public Law 94-142 and disburse these funds in the manner and  
6 for the purposes specified in the plan; and

7 Z. enforce requirements for home schools. Upon  
8 finding that a home school is not in compliance with law, the  
9 state board [~~shall have~~] has authority to order that a student  
10 attend a public school or a private school."

11 Section 6. Section 22-8-2 NMSA 1978 (being Laws 1978,  
12 Chapter 128, Section 3, as amended) is amended to read:

13 "22-8-2. DEFINITIONS.--As used in the Public School  
14 Finance Act:

15 A. "ADM" or "MEM" means membership;

16 B. "membership" means the total enrollment of  
17 qualified students on the current roll of a class or school on  
18 a specified day. The current roll is established by the  
19 addition of original entries and reentries minus withdrawals.  
20 Withdrawals of students, in addition to students formally  
21 withdrawn from the public school, include students absent from  
22 the public school for as many as ten consecutive school days;

23 C. "basic program ADM" or "basic program MEM" means  
24 the MEM of qualified students but excludes the full-time-  
25 equivalent MEM in early childhood education and three- and

1 four-year-old students receiving special education services;

2 D. "cost differential factor" is the numerical  
3 expression of the ratio of the cost of a particular segment of  
4 the school program to the cost of the basic program in grades  
5 four through six;

6 E. "department" or "division" means the state  
7 department of public education;

8 F. "early childhood education ADM" or "early  
9 childhood education MEM" means the full-time-equivalent MEM of  
10 students attending approved early childhood education  
11 programs;

12 G. "full-time-equivalent ADM" or "full-time-  
13 equivalent MEM" is that membership calculated by applying to  
14 the MEM in an approved public school program the ratio of the  
15 number of hours per school day devoted to the program to six  
16 hours or the number of hours per school week devoted to the  
17 program to thirty hours;

18 H. "operating budget" means the annual financial  
19 plan required to be submitted by a local school board;

20 I. "program cost" is the product of the total number  
21 of program units to which a school district is entitled  
22 multiplied by the dollar value per program unit established by  
23 the legislature;

24 J. "program element" is that component of a public  
25 school system to which a cost differential factor is applied

1 to determine the number of program units to which a school  
2 district is entitled, including but not limited to MEM, full-  
3 time-equivalent MEM, teacher, classroom or public school;

4 K. "program unit" is the product of the program  
5 element multiplied by the applicable cost differential factor;

6 L. "public money" or "public funds" means all money  
7 from public or private sources received by a local school  
8 board or officer or employee of a local school board for  
9 public use;

10 M "qualified student" means a public school student  
11 who:

12 (1) has not graduated from high school;

13 (2) is regularly enrolled in one-half or more  
14 of the minimum course requirements approved by the state board  
15 for public school students; and

16 (3) is at least five years of age prior to  
17 12:01 a.m. on September 1 of the school year; or

18 (4) is at least three years of age at any time  
19 during the school year and is receiving special education  
20 services pursuant to regulation of the state board or from  
21 July 1, 1999 through June 30, 2002 is enrolled in an approved  
22 preschool and early literacy program;

23 (5) from July 1, 1999 through June 30, 2002 is  
24 at least three years of age at any time during the school year  
25 and is enrolled in an approved preschool and early literacy



1 program; or

2 [~~(5)~~] (6) has not reached his twenty-second  
3 birthday on the first day of the school year and is receiving  
4 special education services pursuant to regulation of the state  
5 board; and

6 N. "state superintendent" means the superintendent  
7 of public instruction or his designee. "

8 Section 7. Section 22-8-19 NMSA 1978 (being Laws 1974,  
9 Chapter 8, Section 9, as amended) is amended to read:

10 "22-8-19. EARLY CHILDHOOD EDUCATION PROGRAM UNITS. --

11 A. The number of early childhood education program  
12 units is determined by multiplying the early childhood  
13 education MEM by the cost differential factor 1.44. No early  
14 childhood education student shall be counted for more than 0.5  
15 early childhood education MEM

16 B. For the purpose of calculating early childhood  
17 education program units, developmentally disabled three- and  
18 four-year-old students shall be counted in early childhood  
19 education membership. No developmentally disabled three- or  
20 four-year-old student shall be counted for more than 0.5 early  
21 childhood education MEM

22 C. Effective from July 1, 1999 through June 30,  
23 2001, the number of preschool and early literacy program units  
24 is determined by multiplying the number of children in  
25 programs for three- and four-year-old developmentally disabled

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1 students and the number of children in kindergarten through  
2 grade three by the district's at-risk index multiplied by  
3 0.513.

4 D. Effective from July 1, 2001 through June 30,  
5 2002, the number of preschool and early literacy program units  
6 is determined by multiplying the membership of approved  
7 preschool and early literacy programs by the district's at-  
8 risk index. "

9 Section 8. DELAYED REPEAL. -- Sections 1 through 4 of this  
10 act are repealed effective July 1, 2002.

1 FORTY-FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
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5

6 March 19, 1999  
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8 Mr. Speaker:  
9

10 Your EDUCATION COMMITTEE, to whom has been referred  
11

12 SENATE FLOOR SUBSTITUTE FOR SENATE FINANCE  
13 COMMITTEE SUBSTITUTE FOR SENATE EDUCATION COMMITTEE  
14 SUBSTITUTE FOR SENATE BILLS 230 AND 242  
15

16 has had it under consideration and reports same with  
17 recommendation that it DO PASS, and thence referred to the  
18 APPROPRIATIONS AND FINANCE COMMITTEE.  
19

20 Respectfully submitted,  
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23 \_\_\_\_\_  
24 Rick Miera, Chairman  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

HEC/CSSB 230 & 242

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 12 For 0 Against

Yes: 12

Excused: Wright

Absent: Burpo, Dana, Macko

J: \99BillSWP\S0230

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1 **FORTY- FOURTH LEGISLATURE**  
2 **FIRST SESSION, 1999**

3  
4 **March 19, 1999**

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6  
7 **Mr. Speaker:**

8  
9 **Your APPROPRIATIONS AND FINANCE COMMITTEE, to**  
10 **whom has been referred**

11 **SENATE FLOOR SUBSTITUTE FOR**  
12 **SENATE FINANCE COMMITTEE SUBSTITUTE FOR**  
13 **SENATE EDUCATION COMMITTEE SUBSTITUTE FOR**  
14 **SENATE BILLS 230 and 242**

15  
16 **has had it under consideration and reports same with**  
17 **recommendation that it DO PASS.**

18 **Respectfully submitted,**

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**Max Coll, Chairman**

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1 FORTY-FOURTH LEGISLATURE  
2 SF1/SFC/SEC/SB 230 & SB 242 FIRST SESSION, 1999

3 SB 242

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4 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

5 (Chief Clerk)

(Chief Clerk)

6  
7 Date \_\_\_\_\_

8  
9 The roll call vote was 8 For 6 Against

10 Yes: 8

11 No: Buffett, Larrañaga, Parsons, Pearce, Saavedra, Wallace

12 Excused: Abeyta, Townsend, Watchman

13 Absent: None

14  
15 J: \99BillSWP\S0230

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